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February 21, 1983

Mr. Ernst P. Hall
Chief, Metals and Machinery
Branch
Effluent Guidelines Division
(WH-552)
United States Environmental
Protection Agency
401 M Street, Southwest
Washington, D.C. 20460

Re: Copper Forming Point Source Category
Effluent Limitations and Guidelines,
Pretreatment Standards, and New Source
Performance Standards, 47 Fed. Reg.
51278, November 12, 1982

Dear Mr. Hall:

This letter is written on behalf of Cerro Copper Products Co. of East St. Louis, Illinois, which has authorized me to submit comments with respect to the proposed effluent guidelines, limitations, pretreatment standards and new source performance standards published at 47 Fed. Reg. 51278, November 12, 1982.

The Copper and Brass Fabricators Council has prepared comments addressing the overall effect of the proposed regulations upon members of the copper and brass forming industry. Cerro Copper specifically adopts those comments as its own, and fully supports the positions and opinions expressed by the Council. For your reference, the Council's complete comments are enclosed.

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In particular, Cerro Copper directs your attention to page thirteen of those comments, where the uncertainty in the pre-treatment program engendered by the proposed removal credit regulations (47 Fed. Reg. 42648 (Sept. 28, 1982)) is addressed. That discussion is based upon the comments of the Village of Sauget, Illinois that were submitted to U.S.EPA on November 24, 1982 and are contained in the rulemaking record for the removal credits regulations. Enclosed is a copy of my letter to Mr. Bill Diamond of the Permits Division, U.S.EPA, and an index of the documents that accompanied it. (The documents, which are voluminous, are available in the record referenced in the November 24, 1982 letter.)

Cerro Copper owns and operates a manufacturing facility located in the Village of Sauget, Illinois. The facility discharges wastewater to a publicly owned treatment works owned by the Village and operated by a waste treatment association. Cerro has joined with other industries and municipalities in the Southwestern Illinois area to participate in funding a regional wastewater treatment plant that will receive effluent from the Sauget POTW, and from other municipal and industrial sources. The principal basis for the cooperation of Cerro and the other Sauget industries in funding first the Sauget treatment plant and now the regional treatment plant is that these facilities would provide the equivalent of pretreatment for the contributing industries. As more fully explained in my letter of November 24, 1982, the funding of the regional facility could be jeopardized if its removal capability cannot be used to alleviate the pretreatment requirements that would otherwise be applied to the Sauget industries.

Since November 24, 1982, the Village and U.S.EPA have discussed in detail the potential necessity for pretreatment facilities at industries located within the Village, notwithstanding the present removal capability of the Sauget POTW, and that anticipated for the regional plant. The Village has been assured by U.S.EPA that it was the intent of U.S.EPA that pretreatment facilities would not be required for contaminants treated by the existing Sauget plant and to be treated by the regional plant as long as effluent standards were being met. When making this commitment verbally, U.S.EPA suggested that these comments be reiterated as applicable categorical pretreatment standards were proposed. For this reason, Cerro Copper is submitting these comments.

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On behalf of Cerro Copper, I therefore request that in promulgating the above-captioned regulations, U.S.EPA recognize the Sauget situation and make proper exception to it.

Very truly yours,

Richard J. Kissel

RJK:ek

Encl.

cc: Mr. Paul Tandler
Mr. Robert Wardell

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